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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 04 2006

In Re Application of:

Duvaut, et al.

Serial No.: 09/997,662

Filed: November 29, 2001

Confirmation No.: 5733

Group Art Unit: 2667

Examiner: Wong, Blanche

Docket No. 60706-1080

**For: System And Method For Increasing Payload Capacity By Clustering
Unloaded Bins In A Data Transmission System**

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted on the date indicated below via facsimile to the United States Patent and Trademark Office, Technology Group 2100, facsimile number (571) 273-8300. Total number of pages in this transmission 31.

January 4, 2006
Date


Daniel R. McClure

AMENDMENT AND RESPONSE TO OFFICE ACTION

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The non-final Office Action mailed October 5, 2005 has been carefully considered. In response thereto, please enter the following amendments and consider the following remarks.

AUTHORIZATION TO DEBIT ACCOUNT

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper.

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However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 20-0778.